

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

-V-

Prado et al

WAIVER OF SPEEDY TRIAL

10 -cr- 74 (JFB)

It is hereby stipulated that the time period from 1-4-2012 to 3/7/12 be excluded in computing time within which trial of the charges against the Defendant(s) must commence.

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.

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Parties agree to the exclusion of the foregoing period for the purpose(s) of:
engagement in continuing plea negotiations;
examination of the Defendant(s) pursuant to 18 U.S.C. §§ 3161(h)(1)(A) regarding mental or physical capacity;
submission of pretrial motions through hearing or other disposition pursuant to 18 U.S.C. § 3161 (h)(1)(F); and/or

REVIEW OF DEATH PENALTY MEMORANDA AND COMPLEX CASE

The Defendant has been fully advised by counsel of his/her rights guaranteed under the Sixth Amendment to the U.S. Constitution; the Speedy Trial Act of 1974, 18 U.S.C. §§ 3161-74; the Plan and Rules of this Court adopted pursuant to that Act; and Rule 50 of the Federal Rules of Criminal Procedure. The Defendant understands that he/she has a right to be tried before a jury within a specified time period, not counting excludable periods.

The Court ☒ approves this Speedy Trial Waiver ☒ otherwise excludes the time based upon its findings that this action serves the ends of justice and outweighs the best interest of the public and this Defendant in a speedier trial.

SO ORDERED.

Dated: 1/4/2012

Central Islip, NY

15/ Judge Joseph F. Bianco
us. District Judge

Joseph F. Bianco, U.S.D.J.

Assistant U.S. Attorney or Special Assistant U.S. Attorney

Yonis Acosta-Yanes #5

Defendant #1: Yonis Yanes AcostaCounsel: [Signature]

David Valle #10

Defendant #2: refusedCounsel: [Signature]

Louis Ruiz #11

Defendant #3: refusedCounsel: [Signature]

* Heriberto Martinez #14

Defendant #4: HERIBERTOCounsel: [Signature]

Vidal Espinal #15

Defendant # 5:

Vidal Espinal

Counsel:

J. P. [Signature]

~~Roger Alvarado #16~~

Defendant # 6:

Counsel:

~~Henry Sosa #22~~

Defendant # 7:

Counsel:

Jeremias Amaya #21

Defendant # 8:

[Signature]

Counsel:

Gen. Y. [Signature]

Franklin Villatoro #23

Defendant # 9:

Villatoro

Counsel:

[Signature]

Yobany Calderon #25

Defendant #10:

Yobany Calderon

Counsel:

C. J. [Signature]

Defendant #11:

Counsel:

Defendant #12:

Counsel: